

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>13987-00021-US</b>							
<p>In re Application of <b>Hee-Sook Song et al.</b></p> <table border="1"> <tr> <td>Application Number <b>10/591,550-Conf. #3089</b></td> <td>Filed <b>September 1, 2006</b></td> </tr> <tr> <td colspan="2">For <b>TRANSGENIC EXPRESSION CONSTRUCTS FOR VEGETATIVE PLANT TISSUE SPECIFIC EXPRESSION OF NUCLEIC ACIDS</b></td> </tr> <tr> <td>Art Unit <b>1638</b></td> <td>Examiner <b>Cathy Kingdon Worley</b></td> </tr> </table>				Application Number <b>10/591,550-Conf. #3089</b>	Filed <b>September 1, 2006</b>	For <b>TRANSGENIC EXPRESSION CONSTRUCTS FOR VEGETATIVE PLANT TISSUE SPECIFIC EXPRESSION OF NUCLEIC ACIDS</b>		Art Unit <b>1638</b>	Examiner <b>Cathy Kingdon Worley</b>
Application Number <b>10/591,550-Conf. #3089</b>	Filed <b>September 1, 2006</b>								
For <b>TRANSGENIC EXPRESSION CONSTRUCTS FOR VEGETATIVE PLANT TISSUE SPECIFIC EXPRESSION OF NUCLEIC ACIDS</b>									
Art Unit <b>1638</b>	Examiner <b>Cathy Kingdon Worley</b>								

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 540.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

A check in the amount of the fee is enclosed.

Payment by credit card.

The Director has already been authorized to charge fees in this application to a Deposit Account.

The Director is hereby authorized to change any fees which may be required, or credit any overpayment to Deposit Account No. 03-2775.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: INFORMATION ON THIS FORM MAY BECOME PUBLIC. CREDIT CARD INFORMATION SHOULD NOT BE INCLUDED ON THIS FORM. PROVIDE CREDIT CARD INFORMATION AND AUTHORIZATION ON PTO-2038.

I am the

applicant/inventor.

assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

attorney or agent of record.  
Registration number 55,421

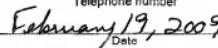
attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_


  
Signature

 Roberta M. D. Makowski, Ph.D.  
 Typed or printed name

(302) 656-8141

Telephone number


  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

 \*Total of 1 forms are submitted.